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Paper No. 22

FOLEY & LARDNER
Wesley B Ames
402 W. Broadway
23rd floor
San Diego, CA 92101

In re Application of

Fuller, et al.

Application No. 09/045,732

Filed: March 20, 1998

Attorney Docket No. 233/127

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OFFICE OF PETITIONS

DECISION ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed January 26, 2004, to revive the above-identified application.

The petition is **GRANTED**.

The above-cited application became abandoned for failure to reply in a timely manner to the final Office action mailed October 8, 2002, which set a shortened statutory period for reply of three (3) months. A Notice of Appeal was filed on February 12, 2003, (certificate of mailing dated February 7, 2003) along with a request for an extension of time within the first month. An appeal brief was not received within the two months after the filing of the Notice of Appeal. The application, therefore, became abandoned on April 9, 2003. A Notice of Abandonment was mailed on January 13, 2004.

The Request for Continued Examination and amendment filed January 26, 2004, are noted and made of record. Deposit account 50-0872 will be charged \$770.00 for the Request for Continued Examination.

The application is being forwarded to Technology Center 1600 for further processing.

Telephone inquiries concerning this decision should be directed to the undersigned at (703) 305-0010.

Kenya A. McLaughlin

Kenya A. McLaughlin
Petitions Attorney
Office of Petitions